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7

8 **UNITED STATES BANKRUPTCY COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 In re

11 **BORREGO COMMUNITY
HEALTH FOUNDATION,**

12 Debtor and Debtor In
13 Possession.
14

Case No. 22-02384-11

Chapter 11 Case

Judge: Honorable Laura S. Taylor

**DECLARATION OF SAMUEL R.
MAIZEL IN REPLY TO DOCKET NO.
331**

No Hearing Required

Declaration of Samuel R. Maizel

I, Samuel R. Maizel, hereby state and declare as follows:

1. I am a partner in the law firm of Dentons US LLP ("Dentons"), located at 601 S. Figueroa Street, Suite No.2500, Los Angeles, CA 900017, and have been duly admitted to practice law in the Commonwealth of Pennsylvania and the State of California and the United States District Court for the Southern District of California.

2. Dentons is counsel to Borrego Community Health Foundation, the debtor and debtor-in-possession in the above-captioned chapter 11 case (the "Debtor"). [Docket No. 292]. I am one of the attorneys representing Debtor.

3. I am providing this declaration to apprise the Court of certain facts in response to the Court's concerns raised relating to the notice of bid procedures, auction, and sale hearing. [Docket No. 331].

4. On December 12, 2022, Dentons, on behalf of Debtor, instructed the Debtor's noticing agent, Kurtzman Carson Consultants LLC ("KCC") to serve the Notice of Sale Procedures, Auction Date, and Sale Hearing (the "Notice").

5. On December 12, 2022 and December 13, 2022, KCC served the Notice via email and First Class Mail on the parties on both the Core/2022 list and the mailing matrix [Docket No. 332].

6. Dentons previously instructed KCC to remove the United States District Court ("USDC") from the Core/2022 list. However, the USDC address inadvertently

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1 remained on the mailing matrix, which has thousands of addresses. Thus, Notice was
2 unintentionally mailed to the USDC.

3
4 7. I have instructed KCC to remove the USDC from the mailing matrix
5 and confirmed with KCC that the USDC has been removed from the mailing matrix.

6
7 8. On December 27, 2022, I caused the Notice to be filed on the Court's
8 docket to ensure proper notice of sale hearing. [Docket No. 340].

9 I declare under penalty of perjury that, to the best of my knowledge and after
10 reasonable inquiry, the foregoing is true and correct.

11
12 Executed this 27th day of December 2022, at Los Angeles, California.

13
14 

15 _____
16 Samuel R. Maizel